G. R. S. 58]

*Previous references.*

File No. 249-15

1915. 16
(Courts)

Serial Nos. 1—2

*Later references.*

Reserve
v for
12/11/15

# GENERAL AND REVENUE SECRETARIAT.

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*Serial Nos.* 1—2

**Part B for** Mar 16

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SUBJECT.

Modification of the regulations of application for copies in Civil Cases

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2) To the Registrar Ch Ed J 377607
22/3/16
approve the form of the regulations

W D 1351—GPB—20,000—13-12-15

Mr Registrar
4.4.16

G.R.S. 11] 1915-16

GENERAL AND REVENUE SECRETARIAT.

(Courts)

NOTES.

File No. 249-B-

FILE HEADING.

Modification of the register of applications for copies in civil cases.

From

The Registrar, Chief Court

No. 3932/249 Dated 14/17.2.1916 Received 19.2.1916

| Diary No. P2819 | Enclos. 1 | Spare Copies. | Serial No. 1 |
|---|---|---|---|

BRIEF ABSTRACT OF LETTER.

States that the present form of the register of applications for copies is found to be defective and forwards for a new form of the register which will be more useful.

NOTES AND ORDERS.

The Registrar's letter clearly explains how the proposed register is an improvement on the existing one. Submit for orders with a draft approving [the rule referred to in the penultimate para of the letter and in which of the form is no. 10 and not 12 as stated therein].

Papers under disposal

Recd 15/2/16

Encl 6

SC1

NOTES—First Sheet.

GPB—35,000—15-6-12

G. R. S. 12]

General and Revenue Secretariat.

File No. 249 of 1915.

Serial No.

2) Draft may be approved
Sd
16/3

Dist Member)

Draft approved by the
1st member
Sd
25/3

3) Done
Sd

2 Do The Registrar Chief Court
No 3776- 22nd Mar. 16
Approves the new form of
register of applications for civil
court copies.

no 3932 Ex 1
299

CHIEF COURT OF MYSORE.

BANGALORE.

Dated 14th February 1916.

DIARY No. J.2319.

1915-16
SECTION C5
FILE No. 249-15
SERIAL No. 1

From

N. T. GOPALIENGAR, Esquire, B.A., LL.B.,
Registrar of the Chief Court of Mysore.

To

D. M. NARASINGA RAO, Esquire, B.A., B.L.,
Secretary to the Government of Mysore,
General Department.

S i r,

I am directed to state that the present form of the register of applications for copies as prescribed by Civil Rule of Practice No. 153 dated the 28th January 1913 is found to be defective and to require some modification in order to make it more useful for the purpose which it is designed to serve.

If the register is properly kept it ought to shew the course of the proceeding through the office with sufficient dates to enable the head of the office or an inspecting Officer to see that delay does not occur in the making of copies, and it ought also to supply the figures for the endorsements on copies of judgments and orders, which are intended for the purpose of enabling a Court to which an appeal or application for review is presented, to exclude from the period of limitation the time requisite for obtaining the copy.

It

(4

It was found necessary not long ago to modify the form of endorsement to make clearer the actual time for which the applicant is responsible and that taken up by the office, (vide Corrigendum dated the 25th May 1914 to Civil Rule of Practice No. 153 dated the 28th January 1913) and the proposed form of register is designed in conformity with the present form of endorsement, as well as to contain some other information which is likely to be useful from time to time.

X

Vide Flag F Encl 6

Thus column 3 has been inserted for the purpose of better identifying the document copied in case a question arises.

Columns 5 and 6 in the old form are not very easily understood and are not applied uniformly in all offices. The applicant is generally expected to produce copying sheets with his application and Column 5 is used in most offices for a subsequent date fixed for the appearance of the applicant to receive his copy. So that to be chronologically in order Col. 7 should come before Col. 5. There is nothing to shew the date on which the copying sheets are supplied because it is expected that they will be supplied with the application; but obviously when an application is made for a copy of a judgment or order the applicant can have very little idea how many words there are to be copied and it is thought that he should not be penalized if he waits, before producing copying sheets, to be told how many sheets are required. Rule 12 suggests that the Court should call for copying sheets in the first instance. The new form of register is intended to shew the dates in cases where the Court calls for copying sheets before any are supplied. It will also shew the date of first supply whether called for or not (Col. 10).

The

(5

The present register does not shew when the copy was commenced and so it is not easy to check delay in the copying department. It often happens that it takes some time to draw up a decree and the original is not given to the copyists till long after the date of the application for the copy. Such delay should of course not count against the copying department and column 16 is designed to shew the date at which that department first becomes responsible for the work.

Ought to be Rule 10

The register does not shew when an application is refused under Rule 12: refusal is not common, but it is thought as well to provide for it (Col. 18).

I am to forward herewith the proposed new form. and to request that the Government may be pleased to accord early sanction to its introduction. It has been generally approved by the subordinate judicial officers in the State.

I have the honour to be,

Sir,

Your most obedient servant,

K. Gopalan

REGISTRAR.

N.G.

| | | | |
|---|---|---|---|
| 14 | Number / Amount proceed | | |
| 15 | Date of production. | | |
| 16 | Date on which the original was given to the copying department. | | |
| 17 | Date or dates fixed under Rule 13. | | |
| 18 | Date of rejection of the application under Rule 12.? 10 | | |
| 19 | Date on which Copy was ready. | | |
| 20 | Number of words in the Copy. | | |

or Copies

or Cash.

| | | | |
|---|---|---|---|
| | | the Copy. | |
| | 22 | Cost of preparing the copy. | 7. |
| | 23 | Date of delivery or despatch by post. | 8 |
| | 24 | Signature of the applicant or despatching Clerk. | 9. |
| | 25 | Number | Unexpended balance of 2d-1s-1d copying sheets. |
| | 26 | By refund to applicant | |
| | 27 | Signature of the applicant | |
| | 28 | Destroyed with date and initials. | |
| | 29. | Remarks. | |

Encl 6 C

21 of

Register of Applications for Additional Copying Sheets or Cash.

| | | |

| | | |
|---|---|---|
| 1 | Serial number ✓ | 1 |
| 2 | Date of application ✓ | 2 |
| 3 | Number of the Proceeding in which the document is to be found and Name of the Court | |
| 4 | Name of applicant ✓ | 3 |
| 5 | Description of document of which Copy is applied for ✓ | 4 |

New form of register of applications for Civil Court copies

G.R.S. 28]

216.

C5 File No. 269-15

Serial No. 2

Diary No. of letter replied to

*Proceedings of the Government of His Highness the Maharaja of Mysore*

GENERAL AND REVENUE SECRETARIAT.

( )

, *the* 191 .

READ—

Letter no 3932/299 dt 14/17th Feb 7 1916 from the Registrar, Chief Court, stating that the existing form of the register of application for copies as prescribes in Civil Rule of Practice no 153 dt 28th Jan 7 1913 is found to be defective and forwarding for the approval of Govt a new form of the register.

Order— No. J 3776

Approved.

Express

Secy to Govt

Genl Depte.

Date of issue 22nd March 1916

Signed by Mr. C. Srinivasa Iyer

ORDER THEREON.—No.

Q

F

18/3/16

SUBJECT.

To The Registrar, Chief Court

Leg.

15-3-1916

GPB—50,000—1-12-12